## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

|   | X                  |
|---|--------------------|
| IN RE: EPHEDRA PRODUCTS LIABILITY       | :                  |
| LITIGATION                              | : 04 MD 1598 (JSR) |
|   | :                  |
|   | x                  |
| Pertains to:                            | :                  |
|   | : 1:06-CV-00014    |
| Harbir Singh v. Herbalife International | :                  |
| Communications, Inc., et al.            | :                  |
|   | :                  |
|   | X                  |

HERBALIFE INTERNATIONAL COMMUNICATIONS, INC.S, HERBALIFE INTERNATIONAL OF AMERICA, INC'S. AND STEVE PETERSON'S DISCLOSURE OF EXPERT WITNESSES

TO: David B. Rheingold, Esq.
 Rheingold, Valet, Rheingold, Shkolnick & McCarthy, LLP
 113 E. 37th Street
 New York, New York 10016

Defendants Herbalife International Communications, Inc., Herbalife International of America, Inc. and Steve Peterson, through their attorneys Goodwin Procter LLP, in accordance with Rule 26 of the Federal Rules of Civil Procedure and all applicable Case Management Orders of The Honorable Jed S. Rakoff, United States District Judge in the above-captioned multidistrict litigation, disclose the following expert witnesses:

- 1. John F. Dashe, M.D.
- 2. Bruce C. Zablow, M.D.

The report of Dr. Dashe, and the exhibits thereto, including his curriculum vitae, are being served simultaneously herewith.

The transcript of Dr. Zablow's January 10, 2007 deposition in this case, and the exhibits thereto, including his curriculum vitae, the record of the treatment that he rendered to Mr. Singh at St. Vincent's Catholic Medical Center of New York, and the radiological scans marked as exhibits at Dr. Zablow's deposition, are being served simultaneously herewith. The scope of Dr. Zablow's testimony may include all aspects of the treatment that he rendered to Mr. Singh, including all of Dr. Zablow's observations and impressions regarding the treatment that he rendered to Mr. Singh, all medical records and radiological scans that Dr. Zablow may have generated or consulted, and all issues covered in Dr. Zablow's deposition.

Dated: February 27, 2007

Joanne M. Gray (JG7287)

Frederick R. McGowen (FM1072)

GOODWIN PROCTER LLP

599 Lexington Avenue

New York, NY 10022

212.813.8800

212.355.3333 (Fax)

Richard A. Oetheimer

GOODWIN PROCTER LLP

Exchange Place

Boston, MA 02109

617.570.1000

617.523.1231 (Fax)

Attorneys for Defendants

HERBALIFE INTERNATIONAL COMMUNICATIONS,

INC., HERBALIFE INTERNATIONAL OF AMERICA, INC.

AND STEVE PETERSON

## **CERTIFICATE OF SERVICE**

I hereby certify that on February 27, 2007, I caused a true and correct copy of the foregoing HERBALIFE INTERNATIONAL COMMUNICATIONS, INC.S, HERBALIFE INTERNATIONAL OF AMERICA, INC'S. AND STEVE PETERSON'S DISCLOSURE OF EXPERT WITNESSES, EXPERT REPORT OF JOHN F. DASHE, M.D., Ph.D. and exhibits thereto, and TRANSCRIPT OF DEPOSITION OF BRUCE C. ZABLOW and exhibits thereto, to be served by Hand upon:

David B. Rheingold, Esq.
Rheingold, Valet, Rheingold, Shkolnick & McCarthy, LLP
113 E. 37<sup>th</sup> Street
New York, New York 10016

Frederick R. McGowen